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FRANK C. NICHOLAS (33,983)  
Name of applicant, assignee or registered representative

/Frank C. Nicholas/  
Signature

September 8, 2006  
Date of Signature

PATENT  
Case No. AUS920000800US1  
(9000/10)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re patent application of:	)	
	)	
STEVEN M. FRENCH, ET AL.	)	Examiner: NGUYEN, T
	)	
Serial No.: 09/731,631	)	
	)	Group Art Unit: 2144
Filed: DECEMBER 7, 2000	)	
	)	
Title: METHOD AND SYSTEM FOR	)	Conf. No. 1071
SELECTING AN OPERATING SYSTEM	)	
AT USER LOGIN ON A TARGET DEVICE	)	

**RESPONSE TO NONCOMPLIANT APPEAL BRIEF**

Mail Stop Appeal Briefs - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Appellants herewith respectfully present their response to the notice of  
noncompliant appeal brief as follows:

In response to the Notice of Noncompliant Appeal Brief mailed August 25, 2006, Appellants note that the brief filed on August 24, 2006 is fully compliant, and therefore traverses the notice.

In response to the allegation of paragraph 1 of the Notice that the brief does not include the items required by §41.37(c), Appellants note that the brief does include each required element. To the extent that the Examiner finds an element missing, Appellants ask the Examiner to identify such omitted element.

In response to the allegation of paragraphs 4 and 10 of the Notice that the brief does not include an appropriate summary, Appellants note that the revised brief filed on August 24, 2006 includes a “mapped” summary.

Appellants request this brief be passed for consideration and the claims passed to issue.

**SUMMARY**

The Appellants respectfully submit that claims 1-23 fully satisfy the requirements of 35 U.S.C. §§102, 103 and 112. In view of the foregoing, favorable consideration and early passage to issue of the present application is respectfully requested.

Dated: **September 8, 2006**

Respectfully submitted,  
STEVEN M. FRENCH, et al.

/Frank C. Nicholas/

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